Notice of Allowability	Application No.	Applicant(s)
	10/736,451	HUG ET AL.
	Examiner	Art Unit
	Kambiz Zand	2132
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.		
1. This communication is responsive to 10/20/2006.		
2. X The allowed claim(s) is/are 3-5, 20, 21, 24-26, 41 and 42 now, re-numbered as claims 1-10.		
<ul> <li>3. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).</li> <li>a) All b) Some* c) None of the:</li> <li>1. Certified copies of the priority documents have been received.</li> <li>2. Certified copies of the priority documents have been received in Application No.</li> <li>3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).</li> <li>* Certified copies not received:</li> </ul>		
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		
4. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.		
5. CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.		
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached		
1) 🗍 hereto or 2) 🗍 to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date		
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).		
6. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.		
Attachment(s)		
1. Notice of References Cited (PTO-892)	5. Notice of Informal Pa	• •
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	6.  ☐ Interview Summary ( Paper No./Mail Date	
Information Disclosure Statements (PTO/SB/08),     Paper No./Mail Date	7. Examiner's Amendm	ent/Comment
Examiner's Comment Regarding Requirement for Deposit of Biological Material	8. Examiner's Statemen	nt of Reasons for Allowance
	9.	KAMBIZ ZAND PRIMARY EXAMINER

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## **DETAILED ACTION**

1. The text of those sections of Title 35,U.S.Code not included in this section can be found in the prior office action.

- The prior office actions are incorporated herein by reference. In particular, the observations with respect to claim language, and response to previously presented arguments.
- 3. Claims 1, 2, 6-19, 22, 23, and 27-40 have been cancelled.
- 4. Claims 3, 20, 24, and 41 have been amended.
- 5. Claims 3-5, 20, 21, 24-26 and 41-42, now re-numbered as claims 1-10 are pending.

## Response to Arguments

**6.** Applicant's after final arguments filed 10/20/2006 have been fully considered and they are persuasive.

## Allowable Subject Matter

7. Claims 3-5, 20, 21, 24-26, 40 and 41 are allowed.

## Conclusion

8. Any comments considered necessary by the applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should

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preferably accompany the issue fee. Such submission should be clearly labeled

"comments on statement of reasons for allowance."

9. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Kambiz Zand whose telephone number is 571-

272-3811. The examiner can normally reached on Monday-Thursday (8:00-5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Gilberto Barron can be reached on 571-272-3799. The fax phone

numbers for the organization where this application or proceeding is assigned as

571-273-8300. Information regarding the status of an application may be

obtained from the Patent Application Information Retrieval (PAIR) system. Status

information for published applications may be obtained from either Private PAIR

or Public PAIR. Status information for unpublished applications is available

through Private PAIR only. For more information about the PAIR system, see

http://pair-direct.uspto.gov. Should you have questions on access to the Private

PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197

(toll-free).

KAMBIZ ZAND

PRIMARY EXAMINER

10/26/2006

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